

Independent Auditor's Report on Compliance and Other Matters

To the Architect of the Capitol

We have audited the financial statements of the Architect of the Capitol (AOC) as of September 30, 2005, and have issued our report thereon dated August 16, 2006.

We conducted our audits in accordance with auditing standards generally accepted in the United States, standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, and Office of Management and Budget (OMB) Bulletin No. 01-02, *Audit Requirements for Federal Financial Statements*.

The management of AOC is responsible for complying with laws and regulations applicable to AOC. As part of obtaining reasonable assurance about whether AOC's Balance Sheet is free of material misstatement, we performed tests of its compliance with certain provisions of laws and regulations, noncompliance with which could have a direct and material effect on the determination of financial statement amounts and certain other laws and regulations specified in OMB Bulletin No. 01-02. We limited our tests of compliance to these provisions and we did not test compliance with all laws and regulations applicable to AOC. However, providing an opinion on compliance with certain provisions of laws and regulations was not an objective of our audit and, accordingly, we do not express such an opinion.

The results of our tests of compliance with the laws and regulations described in the preceding paragraph disclosed two instances of noncompliance, described below, with the following laws and regulations that are required to be reported upon under *Government Auditing Standards* and OMB Bulletin No. 01-02.

- AOC was not compliant with the Congressional Accountability Act (CAA) of 1995. In the CAA, Congress made its facilities and employees subject to the same safety laws that apply outside of the Legislative Branch. In 1997, other provisions of the CAA applied fire safety standards to Congressional buildings, including the buildings of AOC. The Office of Compliance conducted a year long fire safety investigation that culminated in a report issued in January 2001 that identified numerous safety hazards in several of AOC's buildings.

- AOC is responsible for maintenance of the utility tunnels which run from the Capitol Power Plant to the House and Senate office buildings, the United States Capitol, and other surrounding buildings. In January 2006, the Office of Compliance issued citations resulting from their July 2005 investigation which alleged violations of the Occupational Health and Safety Act. These citations addressed 1) employees exposure to heat stress conditions 2) monitoring of employees potentially exposed to airborne concentrations of asbestos 3) notifying employees about the presence and location of asbestos containing material 4) labeling asbestos containing materials 5) maintaining surfaces free of asbestos waste, debris, and dust.

This report is intended solely for the information and use of the AOC Office of Inspector General, management of AOC, OMB, and Congress, and is not intended to be, and should not be, used by anyone other than these specified parties.

A handwritten signature in blue ink that reads "Kearney & Company". The signature is written in a cursive, flowing style.

August 16, 2006
Alexandria, Virginia